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7 UNITED STATES DISTRICT COURT
8 CENTRAL DISTRICT OF CALIFORNIA
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10 PETAR MRKONJIC,

11 Plaintiff,

12 v.

13 DELTA FAMILY-CARE
14 DISABILITY & SURVIVORSHIP
15 PLAN, an ERISA plan; DELTA
16 RETIREMENT PLAN, an ERISA
17 plan, THE ADMINISTRATIVE
18 COMMITTEE OF DELTA AIR
19 LINES, INC., a plan administrator,
20 DOES 1 through 10, inclusive,

Defendants.

Case No. 2:15-cv-02255-JAK-JC

JUDGMENT

JS-6

Courtroom: 750
The Honorable John A. Kronstadt

21 This Court hereby enters judgment pursuant to Federal Rule of Civil
22 Procedure 58 against the Delta Family-Care Disability and Survivorship Plan, the
23 Delta Retirement Plan and the Administrative Committee of Delta Air Lines, Inc.
24 (“Defendants”), as to Plaintiff’s claim that the Social Security benefit offset should
25 be recalculated using 2003 rates.

26 The Court enters judgment in favor of Defendants on Plaintiff’s claims that
27 the worker’s compensation offset was not properly calculated and as to the
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1 corrected total amount of the overpayment to Plaintiff from Delta Retirement Plan
2 after adjusting for the Social Security claim referred to in the prior paragraph.
3 Specifically, the Court enters judgment that the correct amount of the overpayment
4 was \$167,210.00 at the time of the Administrative Committee's first decision on
5 remand as of September 17, 2014, and that the net overpayment due to the Delta
6 Retirement Plan from Plaintiff at that time was \$62,017.07.

7 The Court further enters judgment with respect to the repayment period by
8 concluding that the Administrative Committee's decision on the second remand of
9 March 14, 2016 was not arbitrary or capricious.

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11 Dated: September 12, 2016.

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14 JOHN A. KRONSTADT
15 UNITED STATES DISTRICT JUDGE
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